

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

**ERIE INSURANCE PROPERTY AND
CASUALTY COMPANY,**

Plaintiff,

v.

**CIVIL ACTION NO. 2:18-cv-01422
The Hon. John T. Copenhaver**

**INEZ LEWIS, in her individual capacity and as
Administratrix of the ESTATE OF TIMOTHY
JASON LEWIS, HOPE CLINIC, PLLC, a
West Virginia limited liability company, JAMES
H. BLUME, JR., D.O., TERESA EMERSON, FNP,
MARK A. CLARKSON, D.O., PAUL W. BURKE, JR., M.D.
And CROSS LANES FAMILY PHARMACY LLC
& POCA VALU RITE PHARMACY,**

Defendants.

NOTICE

COMES NOW, the Plaintiff, Erie Insurance Property and Casualty Company (“Erie”), by counsel, Michelle E. Gaston, Esq., James E. McDaniel, Esq., and the law firm of Steptoe & Johnson PLLC, and provides notice to this Honorable Court of its understanding that further proceedings in this declaratory judgment action will be rendered unnecessary in the near future. Therefore, it is Erie’s understanding that it need not file any expert witness disclosures.

**ERIE INSURANCE PROPERTY
AND CASUALTY COMPANY,**

By Counsel:

/s/ James E. McDaniel
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**STEPTOE & JOHNSON PLLC
Of Counsel**

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CERTIFICATE OF SERVICE

I hereby certify that on the 20th day of June, 2019, I served the foregoing "Notice" with the Clerk of the Court using the CM/ECF System, which will send notification of such filing to the following CM/ECF participants:

Timothy D. Houston, Esq. (WVSB #10858) Kathy A. Brown, Esq. (WVSB #8878) Brown Houston PLLC P.O. Box 631 Charleston, WV 25322 <i>Counsel for Inez Lewis</i>	Thomas H. Peyton, Esq. (WVSB #8841) Peyton Law Firm, PLLC 2801 First Avenue, P.O. Box 216 Nitro, WV 25143 <i>Counsel for Cross Lanes Family Pharmacy LLC and Poca Valu Rite Pharmacy</i>
Timothy R. Linkous, Esq. (WVSB #8572) Stephanie J. Shepherd, Esq. (WVSB #9716) Linkous Law, PLLC 179 Hanalei Drive, Suite 100 Morgantown, WV 26508 <i>Counsel for Paul W. Burke, Jr., M.D.</i>	Robert M. Sellards, Esq. (WVSB #9104) John H. Zickefoose, Esq. (WVSB #12584) Nelson Mullins Riley & Scarborough LLP 949 Third Avenue, Suite 200 P.O. Box 1856 Huntington, WV 25701 <i>Counsel for Hope Clinic PLLC and James H. Blume, Jr., D.O.</i>

Debra Kilgore, Esq. (WVSB #156) P.O. Box 5129 Princeton, WV 24740 <i>Counsel for Teresa Emerson, FNP</i>	Thomas W. Smith, Esq. (WVSB # 3490) Thomas W. Smith PLLC P.O. Box 3925 Charleston, WV 25339 <i>Counsel for Mark A. Clarkson, D.O.</i>
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